

PLANNING COMMISSION AGENDA REPORT

MEETING DATE: DECEMBER 10, 2007

ITEM NUMBER:

SUBJECT:

PLANNING APPLICATION PA-07-43 1548 ADAMS AVENUE, UNITS A AND B

DATE:

NOVEMBER 29, 2007

FOR FURTHER INFORMATION CONTACT: MEL LEE, AICP SENIOR PLANNER (714) 754-5611

PROJECT DESCRIPTION / BACKGROUND

The applicant originally requested a conditional use permit to allow a liquor store (Party Time Liquor) to reopen with an Alcoholic Beverage Control ABC license, which has been closed during renovations. After additional review, including contact with ABC, it was determined that a conditional use permit was not required since the original license was never suspended or revoked by ABC.

RECOMMENDATION

Withdraw application.

MEL LEE, AICP

Senior Planner

Asst. Development Services Director

Attachment: Applicant's Request

Deputy City Manager - Dev. Svs. Director CC:

Sr. Deputy City Attorney

City Engineer

Fire Protection Analyst

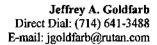
Staff (4)

File (2)

Linda Kenski c/o Kenski Properties 201 Covina Avenue, #7 Long Beach, CA 90803 Sparks Enterprises c/o Tom Sparks P.O. Box 1299 Lake Forest, CA 92609-1299

Rutan & Tucker, LLP c/o Jeffery A. Goldfarb 611 Anton Boulevard, Suite 1400 Costa Mesa, CA 92626

File: 121007PA0743WD	Date: 112707	Time: 10:30 a.m.





November 26, 2007

RECEIVED CITY OF COSTA MESA

NOV 2 7 2007

Mr. Mel Lee, AICP Sr. Planner City of Costa Mesa P.O. Box 1200 Costa Mesa, CA 92628-1200

Re: Party Time Liquors, 1548 Adams Avenue

Dear Mel:

Thank you for having taken the time to speak with me this morning regarding Party Time Liquors' application for a conditional use permit. As you noted, a conditional use permit does not appear to be required under Section 13-200.71 as Party Time Liquor's permit was never revoked or suspended by the State. It is my understanding that this fact was also confirmed to the City in your phone call to the California Department of Alcoholic Beverage Control. Based on the foregoing, and pursuant to our conversation, we are hereby withdrawing Party Time Liquor's application for a conditional use permit as one is not necessary. Thank you in advance for processing the paperwork for the fee refund.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

RUTAN & TUCKER

Jeffrey A. Goldfarb

Attorneys for Sparks Enterprises, L.P.

JAG:ih

cc: Tom Sparks